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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

BANK OF NEW YORK MELLON,

Plaintiff,

vs.

NORTH AMERICAN TITLE INSURANCE  
COMPANY,

Defendant.

Case No.: 2:21-cv-00395-JCM-VCF

**STIPULATION TO STAY CASE**

Defendant North American Title Insurance Company (“NATIC”), on the one hand, and plaintiff Bank of New York Mellon (“BONY”), on the other hand, hereby stipulate and agree as follows:

This is one of many actions pending before the Nevada state and federal courts involving a Lender’s alleged entitlement to coverage under a title insurance policy following an HOA foreclosure sale. BONY filed this specific action in Nevada’s Eighth District Court on March 8, 2021;

NATIC removed this case to the United States District Court on March 10, 2021. The parties have since engaged with one another about the possibility of settling this and other similarly situated matters involving these specific parties. Due to the number of claims involved,

the parties anticipate it may take several months to complete negotiations. In order to preserve resources during this process, the parties stipulate and agree that this matter should be stayed.

**NOW THEREFORE**, BONY and NATIC hereby **STIPULATE** and **AGREE** as follows:

1. This action shall be **STAYED**;
2. Either Party may move to lift this stay at any time.
3. The Parties shall provide the District Court with a joint status update regarding the status of their settlement negotiations ninety (90) days after entry of the order on this stipulation.
4. In the event this matter does not settle, the parties will submit a proposed scheduling order to the Court.

Dated: April 5, 2021

SINCLAIR BRAUN LLP

By: /s/-Kevin S. Sinclair  
KEVIN S. SINCLAIR  
Attorneys for Defendant  
NORTH AMERICAN TITLE INSURANCE  
COMPANY

Dated: April 5, 2021

WRIGHT, FINLAY & ZAK, LLP

By: /s/-Darren T. Brenner  
DARREN T. BRENNER  
Attorneys for Plaintiff  
BANK OF NEW YORK MELLON

**IT IS SO ORDERED.**

Dated April 7, 2021.

James C. Mahan  
JAMES C. MAHAN  
UNITED STATES DISTRICT JUDGE